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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Fermin Ruiz et al. ) Examiner: Jeffrey L. Gillner  
Serial No.: 10/081,674 ) Art Unit: 3643  
Filed: February 22, 2002 ) Confirmation No. 2114  
For: Controlled Ripening )  
Protective Cover For )  
Agricultural Products )

#8 | Electron  
Bentley  
1/5/03

RESPONSE TO ELECTION REQUIREMENT

Commissioner For Patents  
Washington, D.C. 20231

Sir:

Responsive to the Official Action mailed November 13, 2002, setting forth the Patent Examiner's requirement for election, applicants hereby provisionally elect, with traverse, to prosecute claims directed to the species of their claimed invention disclosed in Figure 5, including claims 12, 16, and 18-24. Claims 1-11 and 13-15 are generic, and also read on the species disclosed in Figure 5.

This election is made with traverse since it is believed that the disclosed species of the claimed invention are sufficiently closely related as to permit their inclusion in this application. In the event that the Examiner maintains his requirement, applicants respectfully reserve the right to include claims directed to additional species which are written in dependent form, or which otherwise include all of the limitations of an allowed generic claim, in accordance with 37 C.F.R. §1.141.

Should the Examiner wish to speak with applicants' attorneys, they may be reached at the number indicated below.

The Commissioner is hereby authorized to charge any fee which may be required in connection with this submission to Deposit Account No. 23-0785.

Respectfully submitted,

By   
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**CERTIFICATE OF MAILING**

I hereby certify that this Amendment is being deposited with the United States Postal Service with sufficient postage at First Class Mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on **December 9, 2002**.

